

ENDORSED  
ORDER

THE CITY OF NEW YORK  
LAW DEPARTMENT  
100 CHURCH STREET  
NEW YORK, N.Y. 10007

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May 12, 2008

BY HAND

Honorable Michael H. Dolinger  
United States Magistrate Judge  
Southern District of New York  
500 Pearl St.  
New York, NY 10007

Re: Smith v. Horn, et al., 08 CV 1493 (SHS)(MHD)

Dear Magistrate Judge Dolinger:

I am an Assistant Corporation Counsel in the Special Federal Litigation Division of the New York City Law Department and the attorney for defendants Commissioner Martin Horn and Warden Gregory McLaughlin in the above-referenced matter. I am writing to respectfully request a sixty-day enlargement of time, from May 12, 2008 until July 11, 2008, within which defendants Horn and McLaughlin may answer or otherwise respond to the complaint. I write directly to the Court because plaintiff is currently incarcerated and proceeding pro se in this matter. This is defendants Horn and McLaughlin's first request for an enlargement of time in this action.

The complaint alleges, inter alia, that plaintiff was the victim of an inmate-on-inmate assault. In addition to defendants Horn and McLaughlin, the complaint purports to name "Officer Natalie", "John doe corrections officer for 3-11 shift in 4 upper at A.R.D.C. on 10-24-05", "John doe supervisor in charge of security of Rikers Island", and "John Doe corrections officer in charge of moving plaintiff from 2 main back to 4 upper" as defendants. Before this office can respond to the complaint, we will need to investigate the facts of the case. The enlargement of time will allow us to investigate the matter.

In view of the foregoing, it is respectfully requested that the Court grant the within request extending defendants Commissioner Martin Horn and Warden Gregory McLaughlin's time to answer or otherwise respond to the complaint until July 11, 2008.

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Thank you for your consideration in this regard.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Bradford C. Patrick", written in a cursive style.

Bradford C. Patrick  
Assistant Corporation Counsel  
Special Federal Litigation Division

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